

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

LAVETTE COOPER and IVORY COOPER,
Individually and on behalf of all others
similarly situated,

Plaintiffs,

v.

ALL AMERICAN HOME CARE LLC,
ALL AMERICAN HOSPICE CARE LLC,
MICHAEL SPIVAK,

Defendants.

Case No. 2:17-cv-01563-PBT

JERRY ACOSTA, JR. and MODESTINE
THORPE, Individually and on behalf of all
others similarly situated,

Plaintiffs,

v.

ALL AMERICAN HOME CARE LLC,

Defendant.

Case No. 2:17-cv-01656-PBT

**PLAINTIFFS' UNOPPOSED MOTION FOR
PRELIMINARY APPROVAL OF THE SETTLEMENT AGREEMENT**

Plaintiffs Lavette Cooper, Ivory Cooper, Jerry Acosta, Jr. and Modestine Thorpe (together, "Plaintiffs"), through their undersigned counsel, respectfully move this Court for an Order:

1. Granting preliminary approval of the Parties' Settlement Agreement, a true and correct copy of which is attached as Exhibit 1 to this Motion;
2. For settlement purposes, preliminarily certifying the state law claims as a Fed. R. Civ. P. 23 class on behalf of the Settlement Class;
3. Preliminarily approving Plaintiffs Lavette Cooper, Ivory Cooper, Jerry Acosta, Jr.

and Modestine Thorpe as the Representatives of the Settlement Class;

4. Preliminarily approving the Locks Law Firm, the Garner Firm, Ltd., Alvin de Levie, Esq., Berger & Montague, P.C., and Montgomery McCracken Walker & Rhoads LLP as Class Counsel for the Settlement Class;

5. Preliminarily approving the Angeion Group, as Settlement Administrator and preliminarily approving the costs of claims administration;

6. Approving the Notice of Settlement, a true and correct copy in English of which is attached as Exhibit A to the Settlement Agreement, which will be distributed in both English and Spanish; and

7. Approving the proposed schedule and procedure for completing the final approval process as set forth in the Parties' Settlement Agreement.

This Motion is based on the accompanying Memorandum of Law, the Declarations of Sarah Schalman-Bergen and Andrew Bell in Support of the Plaintiffs' Unopposed Motion for Preliminary Approval of the Settlement Agreement, the attached Exhibits, and all other records, pleadings and papers on file in these actions. Pursuant to the terms of the Settlement Agreement, Defendants do not oppose this Motion.

A proposed Order is submitted for the Court's consideration.

Dated: August 2, 2018

Respectfully Submitted,

/s/ Andrew P. Bell

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the foregoing was served upon all counsel of record through the Court's ECF system this 2nd day of August 2018.

s/ Sarah R. Schalman-Bergen

Sarah R. Schalman-Bergen